IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

WEDNESDAY, THE 7TH NOVEMBER 2007 / 16TH KARTHIKA 1929

R.C. Rev..No. 333 of 2007

(AGAINST THE JUDGMENT DATED 28/09/2007 IN RCA.36/2006 OF I ADDL. DISTRICT JUDGE & RENT CONTROL APPELLATE AUTHORITY, ERNAKULAM)

(ORDER DATED 15.3.2006 IN RCP.16/2005 OF THE MUNSIFF & RENT CONTROL COURT, MUVATTUPUZHA)

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PETITIONERS/APPELLANTS 1 & 3 IN RCA/RESPONDENTS 1 & 3 IN RCP
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1. BINDU,
AGED ABOUT 38, W/O. LATE RAJEEV,
RESIDING AT THEKKUMKARA EADATHIL,
KULAKULAM VILLAGE,
PIRAVOM MADATHIL STORES - MMC,
XIX/26, MAMMIKUTTY BUILDINGS,
KACHERITHAZHAM, MUVATTUPUZHA.

2. RAHUL,
S/O. BINDU AND LATE RAJEEV,
RESIDING AT THEKKUMKARA EADATHIL,
KULAKULAM VILLAGE, PIRAVOM,
REPRESENTED BY 1ST PETITIONER BINDU AS
NATURAL AND LEGAL GUARDIAN AS NEXT FRIEND

BY ADV. SMT.R.RANJINI
SRI.S.RENJITH
SRI.R.D.SHENOY (SR.)

RESPONDENTS/RESPONDENT & 2ND APPELLANT IN RCA/PETITIONER AND 2ND RESPONDENT IN RCP
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1. C.M.MUHAMMED SHEFFEQUE,
AGED 32, S/O. C.M.MEERAN,
RESIDING AT CHAKKUNGAL HOUSE,
KAVUMKARA KARA,
VELLORKUNNAM VILLAGE.

2. PRIYANKA,
W/O. MANOJ,
MEEMBANAL, MANARI,
PAYAPPARA.

BY ADV. SRI.PAUL K.VARGHESE

THIS RENT CONTROL REVISION HAVING COME UP FOR ADMISSION ON 07/11/2007 ALONG WITH RC Rev. NO.335/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN, J.

R.C.R. Nos.333 of 2007 & 335 of 2007

Dated this the 7th day of November, 2007.

O R D E R

H.L.Dattu, C.J.

These Rent Control Revisions are filed by the tenants, being aggrieved by the orders passed by the Rent Control Appellate Authority in R.C.A.Nos.36 and 37 of 2006 dated 28th September, 2007.

(2). Smt. R.Ranjini, learned counsel appearing for the revision petitioners, after arguing the matter for quite some time and after knowing the mind of the Court, seeks permission of the Court to withdraw the revision petitions and requests us to grant one year's time to quit and deliver vacant possession of the premises in the occupation of the petitioners/tenants.

(3). The request of the learned counsel for the petitioners is not opposed by the learned counsel for the respondent/landlord.

(4). In view of the above, without going into the merits of the case, these revision petitions are disposed of, as withdrawn. The petitioners/tenants are granted one year's time to quit and deliver vacant possession of the premises in their occupation to the landlord. The tenants shall also file an affidavit of undertaking before this Court, within a week's time from today, inter alia, mentioning that they shall vacate the premises as directed by this Court, within one year's time from today.

(5). With the above observations and conditions, these Rent Control Revisions are disposed of. The tenants will continue to pay the arrears of rentals and also the present rentals, without committing any default,

whatsoever.

(6). In view of the order passed in the revisions petitions, all pending interlocutory applications are closed.

Ordered accordingly.

(H.L.DATTU)
CHIEF JUSTICE

(K.T.SANKARAN)
JUDGE

MS